

Attorney Docket # 5367-44



Patent

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Stefan BADER et al.

Serial No.: 10/669,227

Filed: September 24, 2003

For: Radiation-Emitting Semiconductor Element

Examiner: ROSE, Kiesha L.  
Group Art: 2822

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

March 17, 2008  
(Date of Deposit)

Alfred W. Froebrich

Name of applicant, assignee or Registered Representative

*Alfred W. Froebrich*  
Signature

March 17, 2008  
Date of Signature

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

S I R:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated November 16, 2007 of the Primary Examiner twice or finally rejecting claims 1-7, 9-13 and 15-27.

The items checked below are appropriate:

1. ☒ The time for response to the Office Action of November 16, 2007 expires on March 16, 2008.
2. ☐ A   -month extension of time for response to the Office Action dated    was filed on   . [No additional extensions of time are required.]
- 3a. ☒ Applicants hereby request a one-month extension of the original shortened statutory response period set in the Office Action of November 16, 2007. Payment in the amount of \$120 for the government fee for an extension of time is included with the appeal fee enclosed herewith.

03/19/2008 SDIRETAL 59467 1.DOC 00000027 10669227

01 FC:1401  
02 FC:1251

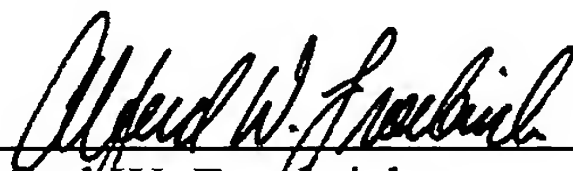
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- 3b. ☐ This is not the first request for an extension of time relative to the outstanding paper. The period for response has already been extended by -month(s) by petition dated . Please extend the time for response by an additional -month(s). With this extension, the deadline for filing the required paper will be . Payment for the additional extension fee of \$ is enclosed.
4. ☒ Check for payment of the appeal fee and extension of time of \$630.00  
☒ is enclosed herewith.  
☐ No additional fee is required (fee paid in prior appeal).  
☐ Charge the fee to Deposit Account No. 03-2412 (one additional copy of this Notice is enclosed herewith).
5. ☒ Charge any additional fees required, for example, for lodging this appeal or for filing the Pre-Appeal Brief Request for Review, not otherwise paid by check, to Deposit Account No. 03-2412.

Respectfully submitted,

COHEN PONTANI LIEBERMAN & PAVANE LLP

By

  
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Dated: March 17, 2008